

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.) Case No. 4:07CR0332 JCH/TCM
)
JOHN JAMES MOSES,)
)
Defendant.)

**ORDER AND REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE**

In accordance with the Memorandum filed herein,

IT IS HEREBY ORDERED that Defendant's Motion to Dismiss Indictment [Doc. 27] is stricken.

IT IS FURTHER ORDERED that Defendant's Request for Additional Time to File Additional Motions [Doc. 16] is **DENIED**.

IT IS HEREBY RECOMMENDED that Defendant's Motion to Suppress Evidence [Doc. 17] should be **DENIED**.

IT IS FURTHER RECOMMENDED that Defendant's Motion to Suppress Statements [Doc. 17] should be **DENIED**.

The parties are advised that they have eleven (11) days in which to file written objections to this Recommendation and the Memorandum incorporated herein pursuant to 28 U.S.C. § 636(b)(1), unless an extension of time for good cause is obtained, and that

failure to file timely objections may result in waiver of the right to appeal questions of fact.

See **Thompson v. Nix**, 897 F.2d 356 (8th Cir. 1990).

/s/ Thomas C. Mummert, III

THOMAS C. MUMMERT, III

UNITED STATES MAGISTRATE JUDGE

Dated this 26th day of July, 2007.